

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

TUESDAY, THE 13TH FEBRUARY 2007 / 24TH MAGHA 1928

Bail Appl..No. 706 of 2007()

AGAINST THE JUDGEMENT/ORDER IN BA.240/2007 Dated 18/01/2007
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PETITIONER/ACCUSED:

BIJU @ ACID BIJU, AGED 30,
S/O. VARGHESE, MANKUZHICKUNNEL HOUSE,
KOTHAMANGALAM VILLAGE.

BY ADV. SRI.T.RAJESH

RESPONDENT/COMPLAINANT:

THE STATE OF KERALA,
REPRESENTED BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.P.N.SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION
ON 13/02/2007, ALONG WITH BA NO. 713 AND 726 OF 2007,
THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

BAIL APPLICATION NOS. 706/07, 713/07 AND 726/07

DATED THIS THE 13TH DAY OF FEBRUARY, 2007

O R D E R

The common petitioner in these applications for regular bail is the common first accused in Crime No.394/06 of Kothamangalam Police Station for offences punishable under sections 457, 380 and 414 read with section 34 IPC, Crime No.544/06 of Kothamangalam Police Station for offences punishable under sections 457, 380 and 414 read with section 34 IPC and Crime No.20/06 of Kottappady Police Station for offences punishable under sections 457, 461, 380 and 414 read with section 34 IPC. The petitioner was arrested on 27.11.2006 in Crime No.544/06. His formal arrest was recorded on 1.12.2006 in the other cases.

2. Learned Public Prosecutor opposed the applications submitting, inter alia, that the petitioner is an accused in two other crimes registered by the Kottiyangadi Police for similar offences.

3. The facts of these cases would reveal that the petitioner has been committing house breaking during night and

theft of gold ornaments kept in such residential houses. He has also been convicted for similar offences in another case. Having regard to the facts and circumstances of the case and the antecedents of the petitioner, if he is released on bail, he will definitely flee from justice and will not be available for trial in any of the cases before court. I, therefore, do not find any good reason to grant bail to the petitioner.

These petitions are accordingly dismissed.

V.RAMKUMAR, JUDGE

dsn